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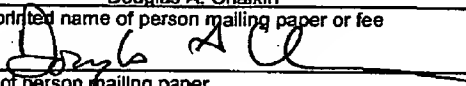
DEC 06 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:  <b>THOMAS EUGENE WACHURA</b>  SERIAL NUMBER: 09/996,342  FILED: November 21 2001  FOR: APPARATUS AND METHOD FOR SAMPLING EYE DIAGRAM WITH WINDOW COMPARATORS	PATENT  ART UNIT NO.: 2863  EXAMINER: TUNG S. LAU  Attorney Docket No.: WASC1821
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Corral de Tierra, California  
December 6, 2004

I hereby certify that this Response D and the documents referred to as enclosed therein is being FAXED to the Office at 703 872-9306 on December 6, 2004 to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Douglas A. Chaikin  
 Typed or printed name of person mailing paper or fee  
  
 Signature of person mailing paper

**RCE**

Hon Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114 for the above application.

Applicant is a small entity.

The applicant requests continued examination based upon the concurrently submitted Response D, which should be treated as preliminary amendment and response to the Office Action of June 7, 2004. Additionally, Applicant requests reconsideration and re-examination based upon the other responses and such submitted previously in connection with the above-referenced application.

RCE  
SER. NO. 09/996,342  
ATTORNEY DOCKET NO.: WASC1821

December 6, 2004

The total amount of fees due in this matter is \$395.00 plus the extension fee in the third month of \$490.00. PTO Form 2038 in the amount of \$885.00 is enclosed.

There is an outstanding office action dated June 7, 2004 in this case.

The same inventors as previously designated remain in the application referenced above.

Respectfully submitted,

**PENINSULA IP GROUP**  
A Professional Law Corporation



Respectfully submitted,

Douglas A. Chaikin  
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